

December 30, 2003

CITY COUNCIL
CITY OF WICHITA
KANSAS

Special City Council Meeting
10:30 A.M.

City Council Chambers
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the previous meeting

UNFINISHED BUSINESS

1. Ordinance amending or repealing Section 11.52.060 of the Code of the City of Wichita, Kansas, pertaining to the violation of allowing a motor vehicle to remain running, while unattended.

RECOMMENDED ACTION: Adopt either the December 2, 2003 amending Ordinance, or the December 16, 2003 repealing Ordinance, on second reading.

NEW BUSINESS

2. Radio Maintenance Fee Request.

The County provides repair services to the City radios, which are used primarily by emergency personnel. The Radio Shop facility is owned by the City and made available to the County in exchange for radio maintenance services.

RECOMMENDED ACTION: Approve option to lease facility to offset new fees and adjust budget as requested.

3. River Improvement Corridor.

The City Council has previously approved the design for the river corridor. It is proposed that the Corridor Plan be approved, as programmed in the Capital Improvements Plan, together with improvements to the Veterans Park.

RECOMMENDED ACTION: Authorize bids for the project.

CITY COUNCIL AGENDA

4. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

5. Report of the Board of Bids and Contracts Dated December 22, 2003.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

6. Renewal Adult Entertainment

Robert Floyd	Armour Gift Shop Inc. dba as Priscilla's	2606 South Rock Road
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RECOMMENDED ACTION: Approve license subject to Staff review
and approval.

7. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2003</u>	<u>(Consumption off Premises)</u>
Jay A. Johnson	Johnson's General Stores, Inc. #06	1003 South Seneca
Jay A. Johnson	Johnson's General Stores, Inc. #39	5400 North Meridian
John J. Leeker	Checkers	1915 East Pawnee

<u>New Establishment</u>	<u>2003</u>	<u>(Consumption on Premises)</u>
Haydee Raymundo	Tacos Raymundo*	1716 West 21st Street North
Jayanti B. Patel	Food Mart #255	1400 North Market #A

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

8. Preliminary Estimates:

- a) 2003 Sanitary Sewer Rehabilitation Phase E (various locations) - north of 31st Street South, east of Meridian. (468-83702/620389/663510) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,II,III,IV,VI) - \$203,000.00

(item 8 continued.)

- b) 2003 contract maintenance preparatory curb & gutter repairs - north of 47th Street South, east of 135th Street West. (472-83742/132714/N/A) Traffic to be maintained during construction using flagpersons and barricades. (District ALL) - \$200,000.00
- c) Asphalt parking lot stalls east of Central Maintenance Facility - 1801 South McLean Boulevard. (472-83897/130807/N/A) Does not affect existing traffic. (District IV) - \$29,300.00
- d) Water distribution system to serve Tara Falls Addition - south of Harry, west of 127th Street East. (448-89880/735148/470818) Does not affect existing traffic. (District II) - \$59,000.00
- e) Lateral 357 Four Mile Creek Sewer to serve Tara Falls Addition - south of Harry, west of 127th Street East. (468-83706/744010/480698) Does not affect existing traffic. (District II) - \$90,000.00
- f) 2003 contract maintenance area concrete street repairs Phase 5 - north of Douglas, east of West Street. (472-83879/132714/131532/N/A) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,II,VI) - \$240,340.00
- g) Grandview Heights water main replacement - the area bounded by Harry, Bluff, Mt. Vernon, Hillside. (448-89810/634026/773197) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$865,000.00
- h) Harry, Oliver to Woodlawn (87N-0191-01/472-83685/706852/203318) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$2,710,000.00
- i) Installation of streetlights on Waterfront Parkway between 13th Street North and Webb Road (472-82808/765809/490920) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$125,000.00
- j) 2003 contract maintenance asphalt mill & overlay Phase 2 - north of 47th Street South, east of Hydraulic. (472-83877/132714/) Traffic to be maintained during construction using flagpersons and barricades. (District II & III) - \$170,000.00
- k) Lateral 43, Main 24, War Industry Sewer to serve Waterfront Second Addition - north of 13th Street North, east of Webb. (468-83741/744021/480709) Does not affect existing traffic. (District II) - \$62,000.00
- l) Water distribution system to serve Waterfront Second Addition - north of 13th Street North, east of Webb (448-89901/735156/470826) Does not affect existing traffic. (District II) - \$54,000.00
- m) Water Supply Line to serve property along 55th Street South from Mosley to Hydraulic (448-89801/635648/763704) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$309,810.00
- n) Traffic signalization of Waterfront Parkway and 13th Street North to serve The Waterfront Addition - 13th Street North and Webb Road. (472-83701/765819/490930) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$120,000.00
- o) Traffic signalization of Waterfront Parkway & Webb Road to serve The Waterfront Addition - 13th Street North and Webb Road. (472-83702/765820/490931) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$120,000.00
- p) Cost of Façade Improvement Program at 100 S. Main. (472-83622/766002/491-003) (District I) – Total Estimated Cost \$49,834.00

(item 8 continued)

- q) Cost of Main 6, Part F, Northwest Interceptor Sewer to serve Evergreen Addition (south of 29th Street North, west of Maize Road). (468-83705/744016/480-704) (District V) – Total Estimated Cost \$28,103.00
- r) Cost of Main 6, Part E, Northwest Interceptor Sewer to serve an unplatted tract (north of 29th Street North, east of Maize Road). (468-83633/743993/480-681) (District V) – Total Estimated Cost \$7,550.00
- s) Cost of Main 6, Part D, Northwest Interceptor Sewer to serve Fox Ridge Addition (north of 29th Street North, between Maize and Tyler Road). (468-83680/744015/480-703) (District V) – Total Estimated Cost \$198,000.00
- t) Cost of Main 6, Part B, Northwest Interceptor Sewer to serve an unplatted tract (south of 29th Street North, west of Maize Road). (468-83618/743991/480-679) (District V) – Total Estimated Cost \$8,320.00
- u) Cost of Main 6, Part E, Northwest Interceptor Sewer to serve an unplatted tract (north of 29th Street North, east of Maize Road). (468-83633/743993/480-681) (District V) – Total Estimated Cost \$7,550.00
- v) Cost of Main 13, Part F, Sanitary Sewer #23 to serve unplatted tracts (east of Hydraulic, north of 37th Street North). (468-83458/743933/480-621) (District I) – Total Estimated Cost \$700.00
- w) Cost of Main 13, Part E, Sanitary Sewer #23 to serve unplatted tracts (east of Hydraulic, north of 37th Street North). (468-83457/743932/480-620) (District I) – Total Estimated Cost \$124,000.00
- x) Cost of Main 13, Part D, Sanitary Sewer #23 to serve unplatted tracts (east of Hydraulic, north of 37th Street North). (468-83455/743931/480-619) (District I) – Total Estimated Cost \$9,700.00
- y) Cost of Main 3, Part A, Sanitary Sewer #23 to serve unplatted tracts (west of Hillside, south of 53rd Street North). (468-83440/743928/480-616) (District I) – Total Estimated Cost \$65,000.00
- z) Cost of Main 13, Part B, Sanitary Sewer #23 to serve unplatted tracts (east of Hydraulic, north of 37th Street North). (468-83262/743929/480-617) (District I) – Total Estimated Cost \$200,000.00
- aa) Cost of Main 13, Part C, Sanitary Sewer #23 to serve unplatted tract (east of Hydraulic, north of 37th Street North). (468-83454/743930/480-618) (District I) – Total Estimated Cost \$66,800.00
- bb) Cost of Façade Improvement Program at 802 E. Douglas. (472-83607/766001/491-002) (District I) – Total Estimated Cost \$33,000.00
- cc) Cost of Façade Improvement Program at 800 E. Douglas. (472-83606/766000/491-001) (District I) – Total Estimated Cost \$76,000.00
- dd) (Amended) - cost of Decel Lane on 21st north of the east 250 feet of Lot 1, Block 1 to serve Remington Place 2nd Addition (south of 21st Street North, east of Webb). (472-83679/765786/490-897) (District II) – Total Estimated Cost \$28,350.00
- ee) (Amended) - cost of Lateral 320, Four Mile Creek Sewer to serve Brentwood South Addition (north of Pawnee, east of Webb) (468-83354/743981/480-669) (District II) – Total Estimated Cost \$105,000.00
- ff) (Amended) - cost of Lateral 2, Main 13, Sanitary Sewer #23 to serve unplatted tracts (north of 45th Street North, east of Hydraulic). (468-83459/743942/480-630) (District I) – Total Estimated Cost \$3,150.00

RECOMMENDED ACTION: Approve and file.

9. Deeds and Easements:

- a) Sanitary Sewer Easement dated December 16, 2003 from Entertainment Enterprises, Inc. for a tract of land located in the Southeast Quarter of Section 30, Township 27 South, Range 1 West of the 6th P.M., Sedgwick County, Kansas (Lat 36, M1, CIS, OCA #744005). No cost to City.

RECOMMENDED ACTION: Accept documents.

10. Statement of Cost:

- a) (Amended) improving Water Distribution System to serve Mid-Continent Industrial Park I and Mid-Continent Industrial Park II (south of K-42 Highway, east of Maize Road). Total Cost - \$255,719.25 (plus idle fund interest - \$1,558.47 plus temporary note interest - \$2,450.28). Financing to be issued at this time - \$259,728.00. (735059/448-89673/470-729).

RECOMMENDED ACTION: Approve and file.

11. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

11a. Petition to Renovate Building Façade at 101 South Market, south of Douglas, west of Market. (District I)

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution; and authorize the necessary signatures.

12. Agreements/Contracts:

- a) Professional Services Agreement with Northrup Gruman E* Justice Support.
- b) Contract for Domestic Violence Services.
- c) Extension and Modification of Contract: Victim's Rights Service.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

13. Change Order: City Arts Facility. (District VI)

RECOMMENDED ACTION: Approve the revised project budget and approve the Change Order.

14. Water Quality Funding Substitution.

RECOMMENDED ACTION: Authorize the use of General Fund resources to temporarily offset the absence of LEPP grant support for the Water Quality Program pending receipt of grant funding from the County.

15. Property Acquisition: Acquisition of Land. (District V)

RECOMMENDED ACTION: Approve the budget; the real purchase Contract; the bonding resolution; and authorize all necessary signatures.

16. Contingency Fund Use for: Convention & Visitors Bureau.

RECOMMENDED ACTION: Approve the allocation from the Contingency fund with the Convention and Tourism Bureau and authorize the necessary signatures.

17. Rental housing low interest Revolving Loan Program-Program Single/Multi-Unit.

RECOMMENDED ACTION: Approve the budget transfer.

18. Budget Adjustments (2003 Year-end).

RECOMMENDED ACTION: Approve year-end budget adjustments.

19. Resolution: Purchase Of Rural Water District #5-Bond Resolution.

RECOMMENDED ACTION: Adopt the resolution and authorize the necessary signatures.

20. Second Reading Ordinances: (First read December 16, 2003)

a) Franchise Agreement-City of Bel Aire treated wastewater facilities.

An Ordinance of the City of Wichita, Kansas, granting to the City of Bel Aire, Kansas, a franchise for the placement of facilities for treated wastewater; and prescribing the terms of said grant and relating thereto.

b) DR2003-26-proposed amendments to “unified zoning code” to permit a “dental laboratory” as a home occupation and to add “warehousing” and “museums” to the list of uses contained in the off-street parking schedule and establish the minimum number of parking spaces required for these uses.

An Ordinance amending Section IV-E.5 dealing with home occupations of the Wichita-Sedgwick County Unified Zoning Code (April 19, 2001 Edition), as adopted by reference in the City of Wichita Code Section. 28.04.010 by Ordinance No. 44-975, by amending the type of uses permitted as a home occupation.

c) ZON 2003-00058- -generally located north of Central and west of Tyler, east of Waddington and ½ block south of Bekemeyer. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON2003-00058

(item 20 continued)

- d) (ZON 2003-46)- north side of 37th Street North, on the east side of Tyler Road. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON2003-46

- e) A03-25: - generally located near the northwest corner of the intersection of 29th and Greenwich Road. (District II)

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto. A 03-25

- f) Unattended motor vehicles.

An Ordinance Repealing Sections 1.64.010, 11.64.020, 11.64.030 and 11.64.040 of the Code of the City of Wichita, Kansas, pertaining to the offense of Unattended Motor Vehicles.

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

- *21. SUB2003-61-Plat of Straw Addition, located north of 63rd Street South and the west side of Hydraulic. (District III)

RECOMMENDED ACTION: Approve the documents and plat; authorize the necessary signatures and adopt the resolution.

- *22. Street Improvement Agreement for lot split No. SUB2003-143, part of Lot 1, Weaver Tracts Addition, located on the southeast corner of Ninth Street and Sheridan. (District VI)

RECOMMENDED ACTION: Approve the Agreement and authorize the necessary signatures.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

23. Supplemental Agreement No. 1, Midwest Corporate Aviation, Inc.

RECOMMENDED ACTION: Approve the Supplemental Agreement and authorize the necessary signatures.

24. Roof replacements, Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve the project; adopt the resolution; and authorize the necessary signatures.

25. Public Notice of Intent to use Debt Financing 4700 North Webb Road-Condemnation.

RECOMMENDED ACTION: Adopt the resolution.

26. Land Acquisition-Wichita Mid-Continent.

RECOMMENDED ACTION: Approve the additional budget.

27. Budget Adjustment.

RECOMMENDED ACTION: Approve the budget increase and the project concept.

Adjournment
